

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING AN ADDITIONAL POINT OF APPROPRIATION

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 8540 submitted by

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The right to be modified, was perfected under Permit G-11338 with a date of priority of MAY 17, 1990. Proof to the satisfaction of the Director that use of water has been accomplished under the terms and conditions of Permit G-11338 has been received. The right allows the use of ONE WELL in the MALHEUR RIVER BASIN, for IRRIGATION OF 125.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.57 CUBIC FEET PER SECOND, if available at the original well located at: NW¼ SE¼, SECTION 5, T 27 S, R 34 E, W.M.; 2724 FEET SOUTH AND 2644 FEET EAST FROM NW CORNER, SECTION 5; or its equivalent in case of rotation, measured at the well.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.